



1281 U.S. PTO

012304

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 16524.015

First Inventor Wayne GODFREY *et al.*

Title Receptor on the Surface of Activated T-Cells: ACT-4

Express Mail Label No.

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 54]  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 9]
5. Oath or Declaration [Total Pages ]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for a continuation/divisional with Box 18 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

**ADDRESS TO:**Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☒ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☒ paper
  - c. ☒ Statement verifying identity of above copies

**ACCOMPANYING APPLICATIONS PARTS**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. §3.73(b) Statement [Power of Attorney] (when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations]
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: a copy of a Revocation of Prior Power of Attorney, Appointment of New Attorneys of Record and Change of Correspondence Address; Appointment of Associate Attorneys; a copy of a Petition for Extension of Time filed in the parent application

**18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:**☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: 09/852,845  
Prior application information: Examiner Michail A. Belyavsky Group / Art Unit: 1644

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**☒ Customer Number 28381 or ☐ Correspondence address below

Name

Address

City

State

Zip Code

Country

Telephone

Fax

Name (Print/Type)

Kristan L. Lansbery

Registration No. (Attorney/Agent)

53,183

Signature

Kristan L. Lansbery

Date

January 23, 2004

22553 U.S. PTO  
10/762489

012304



# ARNOLD & PORTER

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555 Twelfth Street, NW  
Washington, DC 20004-1206

January 23, 2004

## Mail Stop - Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Re: U.S. Continuation Application based on U.S. Application  
No. 09/852,845 filed May 11, 2001  
Appln. No.: To Be Assigned  
Filed: Herewith  
For: **Receptor on the Surface of Activated T-Cells: ACT-4**  
Applicants: Wayne GODFREY *et al.*  
Atty Docket: 16524.015

Sir:

The following documents are forwarded herewith for appropriate action by the U.S.  
Patent and Trademark Office (PTO):

1. Utility Patent Application Transmittal (PTO/SB/05);
2. U.S. Continuation Application entitled:  
**Receptor on the Surface of Activated T-Cells: ACT-4**  
and naming as inventors:  
**Wayne Godfrey, David Buck and Edgar G. Engleman;**  
the application consisting of:
  - a. a specification containing:
    - (i). 52 pages of a description prior to the claims;
    - (ii). 1 page of claims (1 claim);
    - (iii). a one (1) page abstract;
    - (iv). 9 pages of drawings (Figures 1A - 9);
    - (v). 4 pages of a paper copy of the sequence listing;
  3. a sequence listing in Computer Readable Form (CRF), on floppy diskette;
  4. a Statement Regarding Sequence Submission;

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Commissioner for Patents  
Atty. Docket: 16524.015  
Wayne GODFREY *et al.*  
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5. a copy of the executed Declaration and Power of Attorney filed in prior application Serial No. 08/147,784;
6. a copy of a Revocation of Prior Power of Attorney, Appointment of New Attorneys of Record and Change of Correspondence Address filed in prior application Serial No. 08/472,940;
7. an Appointment of Associate Attorneys;
8. an Information Disclosure Statement;
9. Form PTO-1449 (4 pages);
10. a copy of the Petition for Extension of Time (one month) filed January 23, 2004 in parent application Serial No. 09/852,845; and
11. two (2) return postcards.

This application is a continuation of U.S. Application No. 09/852,845 filed May 11, 2001, which is a continuation of U.S. Application No. 08/472,940, filed June 6, 1995, now U.S. Patent No. 6,277,962, issued August 21, 2001, which is a divisional application of U.S. Application No. 08/147,784, filed November 3, 1993, now U.S. Patent No. 5,821,332, issued October 13, 1998.

Submitted herewith is a sequence listing in Computer Readable Form (CRF), on floppy diskette.

The sequence listing in Computer Readable Form (CRF) contains one file called "SeqList.txt" which is 6,624 bytes in size (measured in MS-DOS) and was recorded on January 23, 2004.

Please stamp one of the two attached postcards with the filing date of these documents and return it to our courier, and stamp the other prepaid postcard with the filing date and unofficial application number and return it as soon as possible.

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Commissioner for Patents  
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Wayne GODFREY *et al.*  
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Applicants request that the following fees be charged to Deposit Account No. 50-2387  
referencing docket number 16524.015:

\$ 770.00 application filing fee

Applicants do not believe any additional fees are due in conjunction with this filing.  
However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application,  
including any fees for extensions of time, then the Commissioner is hereby authorized to charge  
such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number  
16524.015. A duplicate copy of this letter is enclosed.

Respectfully submitted,



David R. Marsh (Reg. Attorney No. 41,408)  
Kristan L. Lansbery (Reg. Agent No. 53,183)

Attachments

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Wayne GODFREY *et al.*

Group Art Unit: 1644

Appln. No.: 09/852,845

Examiner: Michail A. Belyavskiy

Filed: May 11, 2001

Atty. Docket No.: 16524.010

For: MONOCLONAL ANTIBODIES TO  
A RECEPTOR (ACT-4) ON THE  
SURFACE OF ACTIVATED CD4<sup>+</sup>  
T-CELLS (As Amended)

Confirmation No.: 7084

**Petition For Extension of Time Under 37 C.F.R. § 1.136**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

It is hereby requested that the period for responding to the outstanding Office Action be extended one month from December 23, 2003 to January 23, 2004 by the filing of this Petition and fee payment.

The appropriate fee (37 C.F.R. §1.17(a)) is believed to be \$110.00 for a one month extension of time for a large entity. Applicants request that this fee be charged to Deposit Account No. 50-2387. Further, if additional extensions of time under 37 C.F.R. § 1.136 other than those provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 50-2387 referencing docket number 16524.010.

Respectfully submitted,



David R. Marsh (Reg. Attorney No. 41,408)  
Kristan L. Lansbery (Reg. Agent No. 53,183)

Date: January 23, 2004

ARNOLD & PORTER  
555 12<sup>th</sup> Street, N.W.  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Wayne GODFREY *et al.*

Appln. No.: To Be Assigned

Filing Date: January 23, 2004

For: **Receptor on the Surface of  
Activated T-Cells: ACT-4**

Art Unit: To Be Assigned

Examiner: To Be Assigned

Atty. Docket: 16524.015

**Appointment of Associate Attorneys**

**Mail Stop Patent Application**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The undersigned attorney of record hereby appoints Practitioners at Arnold & Porter,

Customer No. **28381** as associate registered attorneys and agents.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)

Date: January 23, 2004

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